

JAN 30 2006

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CLEVELAND, OHIO 44114  
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DATE: January 30, 2006  
TO: Commissioner for Patents  
FACSIMILE NO.: 1 (571) 273-8300  
ATTENTION: Mail Stop Amendment  
Examiner Reginald Alexander  
Art Unit 1761  
FROM: Timothy E. Nauman, Reg. No. 32,283  
RE: U.S. Serial No. 10/705,411; filed November 10, 2003  
Attorney Docket No: NUKZ 2 00446

Total number of pages (including this cover sheet): 14

Please call us immediately at (216) 861-5582 if the telecopy you receive is incomplete or illegible. Our facsimile numbers are (216) 241-1666 and (216) 241-5147.

CERTIFICATE OF TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Response to Restriction Requirement and Preliminary Amendment is being transmitted via facsimile to the U.S. Patent & Trademark Office Centralized facsimile number (571) 273-8300, attention Mail Stop Amendment, Examiner Reginald Alexander, Group Art Unit 1761 in accordance with 37 C.F.R. § 1.8 on the date indicated below.

<i>January 30, 2006</i>	<i>Mary M. Schriener</i>
Date	Mary M. Schriener

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Attorney Docket No.: CLWZ 2 00152

**AMENDMENT TRANSMITTAL LETTER**

Ser. No.: 10/705,411	Filed: November 10, 2003	Examiner: Reginald Alexander
Art Unit: 1761	Title: <b>SYSTEMS USEFUL FOR BEVERAGE MAKING MACHINES</b>	

To the Commissioner for Patents:

Transmitted herewith is a **Response to Restriction Requirement and Preliminary Amendment** in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	14	Minus	20	0	X \$50	\$0.00
Indep. Claims	4	Minus	6	0	X \$200	\$0.00
TOTAL					=	\$0.00
No additional claim fees are believed due however, if this is not the case, the Commissioner is hereby authorized to charge any and all fees to Deposit Account No. 06-0308.						
Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a one month extension of time to respond to the outstanding Office Action. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.						

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

30 January 2006  
Date

Timothy E. Neuman  
Timothy E. Neuman  
Reg. No. 32,283  
1100 Superior Avenue, 7th Floor  
Cleveland, OH 44114-2579  
216-861-5582

**Certificate of Transmission**

Under 37 C.F.R. § 1.8, I certify that this Response to Restriction Requirement and Preliminary Amendment is being transmitted via facsimile to the U.S. Patent & Trademark Office Centralized facsimile number (571) 273-8300, attention Mail Stop Amendment, Examiner Reginald Alexander, Group Art Unit 1761 in accordance with 37 C.F.R. § 1.8 on the date indicated below.

<u>January 30, 2006</u> Date	<u>Mary M. Schriener</u> Mary M. Schriener
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JAN 30 2006

**PATENT  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : Patrick Halle, et al.  
TITLE : SYSTEMS USEFUL FOR BEVERAGE  
MAKING MACHINES  
APPLICATION NO. : 10/705,411  
FILED : November 10, 2003  
CONFIRMATION NO. : 4397  
EXAMINER : Reginald Alexander  
ART UNIT : 1761  
LAST OFFICE ACTION : November 28, 2005  
ATTORNEY DOCKET NO. : CLWZ 2 00152

**RESPONSE TO RESTRICTION REQUIREMENT and PRELIMINARY AMENDMENT**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Restriction Requirement mailed November 28, 2005, on the above-referenced patent application, Applicants elect Group I, namely claims 1-8 and 16, without traverse for further prosecution and request amendment of the application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 6 of this paper.

**Remarks** begin on page 11 of this paper.

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<i>January 30, 2006</i>	<i>Mary M. Schriener</i>
Date	Mary M. Schriener